## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-24236 Nasly Junblat Chapter 13

#1.10 Hrg re trustee's objection to debtor's

homestead exemption

Docket #: 28

### **Tentative Ruling:**

Sustain the objection and limit the exemptions to \$23,250.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information

Debtor(s):

Nasly Junblat Represented By

Nima S Vokshori

Movant(s):

Elizabeth (SV) F Rojas (TR)

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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### San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-24282 Gail Susan Garrett Chapter 13

#2.10 Hrg re Trustee's objection to debtor's claim of exemption

Docket #: 11

### **Tentative Ruling:**

Sustain the objection as requested.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information

Debtor(s):

Gail Susan Garrett Represented By

Jacob D Chang

Movant(s):

Elizabeth (SV) F Rojas (TR)

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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### San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:12-10863 Daniel E. Martyn, Jr. and Karen Rose Martyn

Chapter 13

#3.10 Hrg re United States of America, Internal Revenue Service's motion to dismiss debtor, or in the

alternative, to convert to chapter 7

Docket #: 10

### **Tentative Ruling:**

Grant the motion and dismiss the case.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information

Debtor(s):

Daniel E. Martyn Represented By

Vernon L Ellicott

Joint Debtor(s):

Karen Rose Martyn Represented By

Vernon L Ellicott

Movant(s):

L Angelastro IRS, Thousand Oaks Represented By

Linette B Angelastro

<u>Trustee(s):</u>

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:07-13381 David Espinoza and Elva Espinoza

Chapter 13

#4.10 Hrg re debtor's motion to disallow claim

#9-1 Resurgent Capital Services

Docket #: 75

### **Tentative Ruling:**

Sustain the objection and disallow the claim.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information

Debtor(s):

David Espinoza Represented By

Steven A Alpert

Joint Debtor(s):

Elva Espinoza Represented By

Steven A Alpert

Movant(s):

David Espinoza Represented By

Steven A Alpert

Elva Espinoza Represented By

Steven A Alpert

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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San Fernando Valley Judge Alan Ahart, Presiding

Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... David Espinoza and Elva Espinoza Chapter 13

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:09-25024 Anthony Gerard Batchelor and Tonya Rena Batchelor

Chapter 13

#5.10 Hrg re debtor's motion to disallow claim

#4-2 OneWest Bank, FSB

Docket #: 55

### **Tentative Ruling:**

Grant the motion and disallow the proof of claim.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information

Debtor(s):

Anthony Gerard Batchelor Represented By

Barry E Borowitz

Joint Debtor(s):

Tonya Rena Batchelor Represented By

Barry E Borowitz

Movant(s):

Anthony Gerard Batchelor Represented By

Barry E Borowitz

Tonya Rena Batchelor Represented By

Barry E Borowitz

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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San Fernando Valley Judge Alan Ahart, Presiding

Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Anthony Gerard Batchelor and Tonya Rena Batchelor Chapter 13

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### San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:10-16477 Joseph Cortez Garcia

Chapter 13

#6.10

Hrg re motion to deem silence as implied consent to confirmation of amended chapter 13 plan

(fr. 2/15/11; 5/17/11; 8/25/11);11/10/11(per Ord entrd 11/9/11);2/9/12

Order granting stipulation to continue hearing to 6/7/12 @ 9:00 AM entered 4/3/12

Docket #: 19

### **Tentative Ruling:**

- NONE LISTED -

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Party	Inform	ation
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Debtor(s):

Joseph Cortez Garcia Represented By

Richard A Brownstein Bonni S Mantovani

Movant(s):

Joseph Cortez Garcia Represented By

Richard A Brownstein Bonni S Mantovani

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012

Hearing Room 3

303

9:00 am

1:10-17396 Roberto Lacayo

Chapter 13

#7.10 Hrg re Application for compensation for

Daniel I Barness, debtor's attorney for the

period: to 1/26/2012

Fees: \$23,717.60

Expenses: \$577.40.

Docket #: 73

### **Tentative Ruling:**

Grant the Motion and allow the Applicant to receive \$9,060 as an administrative expense. The Applicant should also be awarded reasonable expenses, subject to the Applicant providing an itemized declaration of these expenses. This tentative ruling is based on the following:

- 1. The first nine entries are for pre-petition, non-bankruptcy work that is not compensable under Section 330 because these are not services necessary for the administration of the case. The Application appears to argue that these matters were reasonably like to benefit the Debtor's estate because these matters related to the Debtor's divorce and attempted loan modification on his primary residence. Although these matters incidentally affect property of the estate, this does not automatically transform the Applicant's pre-petition, non-bankruptcy services into "services likely to benefit the Debtor's estate." Therefore the Applicant is not entitled to payment of these entries from the Debtor's estate.
- 2. Entries from 1/21/10 through 9/27/10 deal with the administration of the Debtor's chapter 7 case at the hourly rate of \$300. Because all of these entries relate directly to the administration of the Debtor's chapter 7 case, they appear to be reasonable compensation for actual and necessary services rendered. These fees total \$4,260. It should be noted that many of these entries are "lump billed."
- 3. Entries from 11/15/10 through 12/21/11 deal with the administration of the Debtor's chapter 13 case which is governed by the RARA. Pursuant to the RARA, the included costs and fees for "bold face" services would be \$4,000, and the Applicant would charge \$300/hour for any additional services. Of the 22 billing entries in the chapter 13 case, each are part of the "bold face" services included in the RARA's fee. Therefore, even though these fees total \$9,425, the Applicant is only entitled to \$4,000 for these services.
- 4. Entries from 1/18/12 through 1/23/12 deal with the preparation of the instant Fee Application.

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### San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012

Hearing Room

9:00 am

### Cont.... Roberto Lacayo

Chapter 13

303

According to the billing entries, 16.44 hours were spent drafting the fee application at \$300 and \$90 per hour, totaling \$2,100.20. The amount of time spent on the Fee Application does not appear to be reasonable in light of the preparation required. Therefore the total should be reduced to \$800.

Party Information

Debtor(s):

Roberto Lacayo Represented By

Daniel I Barness

Movant(s):

Roberto Lacayo Represented By

Daniel I Barness

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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### San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:10-22760 Dee Whitfield Chapter 13

#8.10 Hrg re debtor's motion objecting to claim

#2 BAC Home Loan Servicing

Docket #: 48

### **Tentative Ruling:**

Deny the objection as moot because this bankruptcy case has been dismissed.

No appearance is required.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information

Debtor(s):

Dee Whitfield Represented By

William H Brownstein

Movant(s):

Dee Whitfield Represented By

William H Brownstein

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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### San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-17920 Mordechai Hen Chapter 13

#9.10 Hrg re debtor's objection to claim

#8 Bank of America, National Association

Order ent 3/30/12 approving Stip. to continue to 6/7/12 at 9:00 a.m.

Docket #: 43

### **Tentative Ruling:**

- NONE LISTED -

Party Information

Debtor(s):

Mordechai Hen Represented By

Kevin T Simon

Movant(s):

Mordechai Hen Represented By

Kevin T Simon

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-18640 Hilario Avalos Chapter 13

#10.10 Hrg re debtor's motion for order vacating dismissal

Docket #: 51

### **Tentative Ruling:**

Grant the motion and vacate the dismissal.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information

Debtor(s):

Hilario Avalos Represented By

Charlotte Spadaro

Movant(s):

Hilario Avalos Represented By

Charlotte Spadaro

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-22800 Steven Joseph Dombrovsky and Raisa Elena Dombrovsky

Chapter 13

#11.10 Hrg re debtor's objection to claim

CL#8 California Credit Union.

fr. 3/8/2012

Docket #: 44

### **Tentative Ruling:**

Trustee(s):

Overrule the objection because the debtors made a payment within four years of the date the petition was filed.

No appearance is required.

If any party plans to appear, please promptly notify the court and all other parties.

	Party Information	
Debtor(s):		
Steven Joseph Dombrovsky	Represented By	
	Alik Segal	
Joint Debtor(s):		
Raisa Elena Dombrovsky	Represented By	
	Alik Segal	
Movant(s):		
Raisa Elena Dombrovsky	Represented By	
	Alik Segal	
Steven Joseph Dombrovsky	Represented By	
	Alik Segal	

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San Fernando Valley Judge Alan Ahart, Presiding

Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Steven Joseph Dombrovsky and Raisa Elena Dombrovsky

Chapter 13

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-22800 Steven Joseph Dombrovsky and Raisa Elena Dombrovsky

Chapter 13

#12.10 Hrg re debtor's objection to claim

CL#11 American Express Centurion Bank

fr. 3/8/2012

Docket #: 46

### **Tentative Ruling:**

Sustain the objection if no opposition has been filed or served.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

	Party Information	
Debtor(s):		
Steven Joseph Dombrovsky	Represented By	
	Alik Segal	
Joint Debtor(s):		
Raisa Elena Dombrovsky	Represented By	
	Alik Segal	
Movant(s):		
Raisa Elena Dombrovsky	Represented By	
	Alik Segal	
Steven Joseph Dombrovsky	Represented By	
	Alik Segal	
Trustee(s):		

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San Fernando Valley Judge Alan Ahart, Presiding

Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Steven Joseph Dombrovsky and Raisa Elena Dombrovsky

Chapter 13

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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### San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-22800 Steven Joseph Dombrovsky and Raisa Elena Dombrovsky

Chapter 13

#13.10 Hrg re debtor's objection to claim

CL# 12 American Express Centurion Bank.

fr. 3/8/2012

Docket #: 47

### **Tentative Ruling:**

Sustain the objection if no opposition has been filed or served.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

	Party Information
Debtor(s):	
Steven Joseph Dombrovsky	Represented By
	Alik Segal

Joint Debtor(s):

Raisa Elena Dombrovsky Represented By

Alik Segal

Movant(s):

Raisa Elena Dombrovsky Represented By

Alik Segal

Steven Joseph Dombrovsky Represented By

Alik Segal

Trustee(s):

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San Fernando Valley Judge Alan Ahart, Presiding

Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Steven Joseph Dombrovsky and Raisa Elena Dombrovsky

Chapter 13

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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### San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-22800 Steven Joseph Dombrovsky and Raisa Elena Dombrovsky

Chapter 13

#14.10 Hrg re debtor's objection to claim

CL#10 Asset Acceptance.

fr. 3/8/2012

Docket #: 45

### **Tentative Ruling:**

Overrule the objection because the proof of claim shows that the last payment was made on June 24, 2008.

No appearance is required.

If any party plans to appear, please promptly notify the court and all other parties.

P	arty Information	
Debtor(s):		
Steven Joseph Dombrovsky	Represented By	
	Alik Segal	
Joint Debtor(s):		
Raisa Elena Dombrovsky	Represented By	
	Alik Segal	
Movant(s):		
Raisa Elena Dombrovsky	Represented By	
	Alik Segal	
Steven Joseph Dombrovsky	Represented By	
	Alik Segal	
<u>Trustee(s):</u>		

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San Fernando Valley Judge Alan Ahart, Presiding

Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Steven Joseph Dombrovsky and Raisa Elena Dombrovsky

Chapter 13

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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### San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-22800 Steven Joseph Dombrovsky and Raisa Elena Dombrovsky

Chapter 13

#15.10 Hrg re debtor's objection to claim

CL# 3 Lindia, LLC

fr. 3/8/2012

Docket #: 43

### **Tentative Ruling:**

Deny the objection as moot because an amended proof of claim has been filed.

No appearances are required.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information

Debtor(s):

Steven Joseph Dombrovsky Represented By

Alik Segal

Joint Debtor(s):

Raisa Elena Dombrovsky Represented By

Alik Segal

Movant(s):

Raisa Elena Dombrovsky Represented By

Alik Segal

Steven Joseph Dombrovsky Represented By

Alik Segal

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-22800 Steven Joseph Dombrovsky and Raisa Elena Dombrovsky

Chapter 13

#16.10 Hrg re debtor's objection to claim

CL#1 Candica, LLC.

fr. 3/8/2012

Docket #: 41

### **Tentative Ruling:**

Sustain the objection if no opposition has been filed or served.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

P	arty Information	
Debtor(s):		
Steven Joseph Dombrovsky	Represented By	
	Alik Segal	
Joint Debtor(s):		
Raisa Elena Dombrovsky	Represented By	
	Alik Segal	
Movant(s):		
Raisa Elena Dombrovsky	Represented By	
	Alik Segal	
Steven Joseph Dombrovsky	Represented By	
	Alik Segal	
Trustee(s):		

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San Fernando Valley Judge Alan Ahart, Presiding

Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Steven Joseph Dombrovsky and Raisa Elena Dombrovsky

Chapter 13

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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### San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-22800 Steven Joseph Dombrovsky and Raisa Elena Dombrovsky

Chapter 13

#17.10 Hrg re debtors' objection to claim

claim #2 Back Bowl I, LLC, Series C

fr. 3/8/2012

Notice of withdrawal filed 3/1/2012

Docket #: 42

### **Tentative Ruling:**

Trustee(s):

Deny this objection as moot because the proof of claim has been withdrawn.

No appearance is required.

If any party plans to appear, please promptly notify the court and all other parties.

P	arty Information	
Debtor(s):		
Steven Joseph Dombrovsky	Represented By	
	Alik Segal	
Joint Debtor(s):		
Raisa Elena Dombrovsky	Represented By	
	Alik Segal	
Movant(s):		
Raisa Elena Dombrovsky	Represented By	
	Alik Segal	
Steven Joseph Dombrovsky	Represented By	
	Alik Segal	

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San Fernando Valley Judge Alan Ahart, Presiding

Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Steven Joseph Dombrovsky and Raisa Elena Dombrovsky

Chapter 13

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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### San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012

**Hearing Room** 

303

9:00 am

1:11-22800 Steven Joseph Dombrovsky and Raisa Elena Dombrovsky

Chapter 13

#18.10 Hrg re motion to avoid junior lien on principal residence

creditor: Bank of America, NA

fr. 3/8/2012

Docket #: 48

#### **Tentative Ruling:**

Grant. The claim of this junior lienholder is to be treated as an unsecured claim and to be paid through the plan pro rata with all other unsecured claims. The beneficiary of the trust deed encumbered by the junior lien will retain its lien against the Property to the extent recognized by applicable nonbankruptcy law unless and until the Debtor fully performs under the Plan and the Debtor receives a discharge pursuant to 11 U.S.C. § 1328. Upon the completion of all payments under the Plan and upon entry of a discharge pursuant to 11 U.S.C. § 1328 in this case, the junior lien arising from the deed of trust against the Property will be void and will not constitute an encumbrance on the Property.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information

Debtor(s):

Steven Joseph Dombrovsky Represented By

Alik Segal

Joint Debtor(s):

Raisa Elena Dombrovsky Represented By

Alik Segal

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Steven Joseph Dombrovsky and Raisa Elena Dombrovsky

Chapter 13

Movant(s):

Raisa Elena Dombrovsky Represented By

Alik Segal

Steven Joseph Dombrovsky Represented By

Alik Segal

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-24139 Efrain Leon Casanova and Concepcion Ordonez de Casanova

Chapter 13

#19.10 Hrg re debtor's motion objecting to claim

#1 Internal Revenue Service

Docket #: 21

### **Tentative Ruling:**

Overrule the objection because the 2006 taxes were assessed within 240 days of the petition date.

No appearances are required.

If any party plans to appear, please promptly notify the court and all other parties.

Part	y Information	
Debtor(s):		
Efrain Leon Casanova	Represented By	
	Richard Mark Garber	
Joint Debtor(s):		
Concepcion Ordonez de Casanova	Represented By	
	Richard Mark Garber	
Movant(s):		
Concepcion Ordonez de Casanova	Represented By	
	Richard Mark Garber	
Efrain Leon Casanova	Represented By	
	Richard Mark Garber	
Trustee(s):		
Elizabeth (SV) F Rojas (TR)	Represented By	
	Elizabeth (SV) F Rojas (TR)	

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San Fernando Valley Judge Alan Ahart, Presiding

Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Efrain Leon Casanova and Concepcion Ordonez de Casanova Chapter 13

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### San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-24139 Efrain Leon Casanova and Concepcion Ordonez de Casanova

Chapter 13

#20.10 Hrg re debtor's motion to cram down debt owed to American Home Mortgage Servicing, Inc.

Docket #: 24

### **Tentative Ruling:**

Continue the hearing to 5/10/12 at 9:00 a.m. so that the creditor may obtain its own appraisal.

No appearances are required.

If any party plans to appear, please promptly notify the court and all other parties.

	Party Information
Debtor(s):	
Efrain Leon Casanova	Represented By
	Richard Mark Garber
Joint Debtor(s):	
Concepcion Ordonez de Casanova	Represented By
	Richard Mark Garber
Movant(s):	
Concepcion Ordonez de Casanova	Represented By
	Richard Mark Garber
Efrain Leon Casanova	Represented By
	Richard Mark Garber
Trustee(s):	
Elizabeth (SV) F Rojas (TR)	Represented By
	Elizabeth (SV) F Rojas (TR)

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### San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:12-11484 Michele Marie Larson

Chapter 13

#21.10 Hrg re debtor's motion to reconsider motion for

extension of time

Docket #: 10

### **Tentative Ruling:**

Deny the Motion for 1) lack of proper service upon all creditors, the Chapter 13 trustee and the United States Trustee, 2) lack of reasonable excuse for failure to timely file required pre-petition credit counseling certificate and completed schedules, and 3) lack of evidence showing pre-petition credit counseling was completed.

No appearances are required.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information

Debtor(s):

Michele Marie Larson

Movant(s):

Michele Marie Larson

<u>Trustee(s):</u>

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-13430 Richard R Finn and Laura Condina-Finn

Chapter 13

#22.10 Hrg re motion to avoid junior lien on principal residence

creditor: JP Morgan Chase Bank

fr. 2/9/2012

Docket #: 60

### **Tentative Ruling:**

Deny the motion without prejudice because there is still no admissible evidence in support of the motion, such as a declaration under penalty of perjury, or because this is a duplicate of calendar no. 23.10.

No appearance is required.

If any party plans to appear, please promptly notify the court and all other parties.

	Party Information
<u>Debtor(s):</u>	
Richard R Finn	Represented By
	James Studer
Joint Debtor(s):	
Laura Condina-Finn	Represented By
	James Studer
Movant(s):	
Laura Condina-Finn	Represented By
	James Studer
Richard R Finn	Represented By
	James Studer
<u>Trustee(s):</u>	

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San Fernando Valley Judge Alan Ahart, Presiding

Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Richard R Finn and Laura Condina-Finn

Chapter 13

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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### San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-13430 Richard R Finn and Laura Condina-Finn

Chapter 13

#23.10 Hrg re motion to avoid junior lien on principal residence

creditor: J.P. Morgan Chase Bank

Docket #: 70

### **Tentative Ruling:**

Grant. The claim of this junior lienholder is to be treated as an unsecured claim and to be paid through the plan pro rata with all other unsecured claims. The beneficiary of the trust deed encumbered by the junior lien will retain its lien against the Property to the extent recognized by applicable nonbankruptcy law unless and until the Debtor fully performs under the Plan and the Debtor receives a discharge pursuant to 11 U.S.C. § 1328. Upon the completion of all payments under the Plan and upon entry of a discharge pursuant to 11 U.S.C. § 1328 in this case, the junior lien arising from the deed of trust against the Property will be void and will not constitute an encumbrance on the Property.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information

Debtor(s):
Richard R Finn
Represented By

James Studer

Joint Debtor(s):
Laura Condina-Finn
Represented By
James Studer

Movant(s):

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Richard R Finn and Laura Condina-Finn

Chapter 13

Movant(s):

Laura Condina-Finn Represented By

James Studer

Richard R Finn Represented By

James Studer

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-19476 Joseph R Coco and Melissa C Coco

Chapter 13

#**24.10** Hrg r

Hrg re motion to avoid junior lien on principal residence

1435 Acapulco

creditor: Real Time Resolutions, Inc./Bank of America, N.A.

fr. 3/8/2012

Docket #: 23

### **Tentative Ruling:**

Deny the motion without prejudice because there is <u>still</u> no admissible evidence of the liens against or value of the property and because this property does not appear to be the debtor's principal residence.

No appearance is required.

If any party plans to appear, please promptly notify the court and all other parties.

	Party Information	
Debtor(s):		
Joseph R Coco	Represented By	
	James D Hornbuckle	
Joint Debtor(s):		
Melissa C Coco	Represented By	
	James D Hornbuckle	
Movant(s):		
Joseph R Coco	Represented By	
	James D Hornbuckle	
Melissa C Coco	Represented By	
	James D Hornbuckle	

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San Fernando Valley Judge Alan Ahart, Presiding

Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Joseph R Coco and Melissa C Coco

Chapter 13

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-19476 Joseph R Coco and Melissa C Coco

Chapter 13

#25.10 Hrg re motion to avoid junior lien on principal residence

230 Zermat

creditor: Real Time Resolutions, Inc./Bank of America

fr. 3/8/2012

Docket #: 25

### **Tentative Ruling:**

Deny the motion without prejudice because there is <u>still</u> no admissible evidence of the liens against or value of the property.

No appearance is required.

If any party plans to appear, please promptly notify the court and all other parties.

	Party Information
Debtor(s):	
Joseph R Coco	Represented By
	James D Hornbuckle
Joint Debtor(s):	
Melissa C Coco	Represented By
	James D Hornbuckle
Movant(s):	
Joseph R Coco	Represented By
	James D Hornbuckle
Melissa C Coco	Represented By
	James D Hornbuckle
<u>Trustee(s):</u>	

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San Fernando Valley Judge Alan Ahart, Presiding

Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Joseph R Coco and Melissa C Coco

Chapter 13

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-19894 Jose L Macias and Maria M Macias

Chapter 13

#26.10 Hrg re motion to avoid junior lien on principal residence

creditor: International Business Machines Corp.

Docket #: 31

### **Tentative Ruling:**

Grant. The claim of this junior lienholder is to be treated as an unsecured claim and to be paid through the plan pro rata with all other unsecured claims. The beneficiary of the trust deed encumbered by the junior lien will retain its lien against the Property to the extent recognized by applicable nonbankruptcy law unless and until the Debtor fully performs under the Plan and the Debtor receives a discharge pursuant to 11 U.S.C. § 1328. Upon the completion of all payments under the Plan and upon entry of a discharge pursuant to 11 U.S.C. § 1328 in this case, the junior lien arising from the deed of trust against the Property will be void and will not constitute an encumbrance on the Property.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

	Party Information	
Debtor(s):		
Jose L Macias	Represented By	
	Leonard Pena	
Joint Debtor(s):		
Maria M Macias	Represented By	
	Leonard Pena	
Movant(s):		

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Jose L Macias and Maria M Macias Chapter 13

Movant(s):

Jose L Macias Represented By

Leonard Pena

Maria M Macias Represented By

Leonard Pena

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-11325 Olga Sarmiento Murillo

Chapter 13

#27.10 Hrg re motion to avoid junior lien on principal residence

creditor: Bank of America, N.A.

Docket #: 50

### **Tentative Ruling:**

Grant. The claim of this junior lienholder is to be treated as an unsecured claim and to be paid through the plan pro rata with all other unsecured claims. The beneficiary of the trust deed encumbered by the junior lien will retain its lien against the Property to the extent recognized by applicable nonbankruptcy law unless and until the Debtor fully performs under the Plan and the Debtor receives a discharge pursuant to 11 U.S.C. § 1328. Upon the completion of all payments under the Plan and upon entry of a discharge pursuant to 11 U.S.C. § 1328 in this case, the junior lien arising from the deed of trust against the Property will be void and will not constitute an encumbrance on the Property.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

	Party Information
Debtor(s):	
Olga Sarmiento Murillo	Represented By
	Patrick Kimball
Movant(s):	
Olga Sarmiento Murillo	Represented By
	Patrick Kimball
Trustee(s):	
Elizabeth (SV) F Rojas (TR)	

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San Fernando Valley Judge Alan Ahart, Presiding

Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Olga Sarmiento Murillo Chapter 13

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-23803 Jesus Lopez Chapter 13

#28.10 Hrg re motion to avoid junior lien on principal residence

creditor: Bank of America N.A.

fr. 3/8/2012

Docket #: 16

### **Tentative Ruling:**

Grant the motion and value the junior lienholder's secured claim at \$10,400.95 and unsecured claim at \$86,947.05.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information

<u>Debtor(s):</u>

Jesus Lopez Represented By

Rebecca Tomilowitz

Movant(s):

Jesus Lopez Represented By

Rebecca Tomilowitz

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012

Hearing Room

303

9:00 am

1:11-24363 Maria Angelica Hernandez

Chapter 13

#29.10

Hrg re motion to avoid junior lien on principal residence

on Thousand Oaks property

creditor: JP Morgan Chase Bank, NA

fr. 3/8/2012

Docket #: 18

#### **Tentative Ruling:**

Grant. The claim of this junior lienholder is to be treated as an unsecured claim and to be paid through the plan pro rata with all other unsecured claims. The beneficiary of the trust deed encumbered by the junior lien will retain its lien against the Property to the extent recognized by applicable nonbankruptcy law unless and until the Debtor fully performs under the Plan and the Debtor receives a discharge pursuant to 11 U.S.C. § 1328. Upon the completion of all payments under the Plan and upon entry of a discharge pursuant to 11 U.S.C. § 1328 in this case, the junior lien arising from the deed of trust against the Property will be void and will not constitute an encumbrance on the Property.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information

Debtor(s):

Maria Angelica Hernandez

Represented By

Andrew Moher

Movant(s):

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## San Fernando Valley Judge Alan Ahart, Presiding

Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Maria Angelica Hernandez Chapter 13

Movant(s):

Maria Angelica Hernandez Represented By

Andrew Moher

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012

Hearing Room

303

9:00 am

1:11-24363 Maria Angelica Hernandez

Chapter 13

#30.10 Hrg re motion to avoid junior lien on principal residence

on Glendale property

creditor: Wells Fargo Bank

fr. 3/8/2012

Docket #: 19

### **Tentative Ruling:**

Grant. The claim of this junior lienholder is to be treated as an unsecured claim and to be paid through the plan pro rata with all other unsecured claims. The beneficiary of the trust deed encumbered by the junior lien will retain its lien against the Property to the extent recognized by applicable nonbankruptcy law unless and until the Debtor fully performs under the Plan and the Debtor receives a discharge pursuant to 11 U.S.C. § 1328. Upon the completion of all payments under the Plan and upon entry of a discharge pursuant to 11 U.S.C. § 1328 in this case, the junior lien arising from the deed of trust against the Property will be void and will not constitute an encumbrance on the Property.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information

Debtor(s):

Maria Angelica Hernandez

Represented By

Andrew Moher

Movant(s):

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## San Fernando Valley Judge Alan Ahart, Presiding

Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Maria Angelica Hernandez Chapter 13

Movant(s):

Maria Angelica Hernandez Represented By

Andrew Moher

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-24521 Fariborz Khou Chapter 13

#31.10 Hrg re motion to avoid junior lien on principal residence

creditor: JP Morgan Chase Bank

Docket #: 17

### **Tentative Ruling:**

Grant. The claim of this junior lienholder is to be treated as an unsecured claim and to be paid through the plan pro rata with all other unsecured claims. The beneficiary of the trust deed encumbered by the junior lien will retain its lien against the Property to the extent recognized by applicable nonbankruptcy law unless and until the Debtor fully performs under the Plan and the Debtor receives a discharge pursuant to 11 U.S.C. § 1328. Upon the completion of all payments under the Plan and upon entry of a discharge pursuant to 11 U.S.C. § 1328 in this case, the junior lien arising from the deed of trust against the Property will be void and will not constitute an encumbrance on the Property.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

	Party Information
Debtor(s):	
Fariborz Khou	Represented By
	Babak Samini
Movant(s):	
Fariborz Khou	Represented By
	Babak Samini

<u>Trustee(s):</u>

Elizabeth (SV) F Rojas (TR)

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San Fernando Valley
Judge Alan Ahart, Presiding
Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Fariborz Khou Chapter 13

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### San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-24633 Enrico Madlangsakay and Maria Roselle Madlangsakay

Chapter 13

#32.10 Hrg re motion to avoid junior lien on principal residence

creditor: Onewest Bank , FSB

fr. 3/8/2012

Order granting motion to avoid lien entered 3/14/2012

Docket #: 15

**Tentative Ruling:** 

- NONE LISTED -

Party Information

Debtor(s):

Enrico Madlangsakay Represented By

Stephen Parry

Joint Debtor(s):

Maria Roselle Madlangsakay Represented By

Stephen Parry

Movant(s):

Enrico Madlangsakay Represented By

Stephen Parry

Maria Roselle Madlangsakay Represented By

Stephen Parry

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012

Hearing Room

303

9:00 am

1:11-24786 Tony Dee

Chapter 13

#33.10

Hrg re motion to avoid junior lien on principal residence

creditor:

J.P. Morgan Chase Bank N.A. and

Citibank N.A.

Docket #: 24

#### **Tentative Ruling:**

Grant. The claim of this junior lienholder is to be treated as an unsecured claim and to be paid through the plan pro rata with all other unsecured claims. The beneficiary of the trust deed encumbered by the junior lien will retain its lien against the Property to the extent recognized by applicable nonbankruptcy law unless and until the Debtor fully performs under the Plan and the Debtor receives a discharge pursuant to 11 U.S.C. § 1328. Upon the completion of all payments under the Plan and upon entry of a discharge pursuant to 11 U.S.C. § 1328 in this case, the junior lien arising from the deed of trust against the Property will be void and will not constitute an encumbrance on the Property.

(2 junior liens to be avoided)

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

	Party Information	
Debtor(s):		
Tony Dee	Represented By	
	M Jonathan Hayes	
Movant(s):		
Tony Dee	Represented By	
	M Jonathan Hayes	

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San Fernando Valley Judge Alan Ahart, Presiding

Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Tony Dee Chapter 13

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:12-10021 Walton J Lovett Chapter 13

#34.10 Hrg re motion to avoid junior lien on principal residence

creditor: PNC BANK

fr. 3/8/2012

Docket #: 18

### **Tentative Ruling:**

Deny the motion because there is still no evidence of the current amount owed on the senior lien.

No appearance is required.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information

Debtor(s):

Walton J Lovett Represented By

Steven A Wolvek

Movant(s):

Walton J Lovett Represented By

Steven A Wolvek

<u>Trustee(s):</u>

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012

Hearing Room 303

9:00 am

1:12-12080 Daniel Miramontes and Annie Marie Miramontes

Chapter 13

#35.10 Hrg re motion to avoid junior lien on principal residence

creditor: Terra Bella HOA

Docket #: 13

### **Tentative Ruling:**

Value the Property at \$170,000 and grant the motion. The claim of this junior lienholder is to be treated as an unsecured claim and to be paid through the plan pro rata with all other unsecured claims. The beneficiary of the trust deed encumbered by the junior lien will retain its lien against the Property to the extent recognized by applicable nonbankruptcy law unless and until the Debtor fully performs under the Plan and the Debtor receives a discharge pursuant to 11 U.S.C. § 1328. Upon the completion of all payments under the Plan and upon entry of a discharge pursuant to 11 U.S.C. § 1328 in this case, the junior lien arising from the deed of trust against the Property will be void and will not constitute an encumbrance on the Property.

No appearances are required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

	Party Information
Debtor(s):	
Daniel Miramontes	Represented By
	Ramiro Flores Munoz
Joint Debtor(s):	
Annie Marie Miramontes	Represented By
	Ramiro Flores Munoz
Movant(s):	

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Daniel Miramontes and Annie Marie Miramontes

Chapter 13

Movant(s):

Annie Marie Miramontes Represented By

Ramiro Flores Munoz

Daniel Miramontes Represented By

Ramiro Flores Munoz

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:12-10559 Carmen Sophia Balestrieri

Chapter 13

#36.10 Hrg re motion to avoid junior lien on principal residence

creditor: Wells Fargo Bank

Docket #: 14

### **Tentative Ruling:**

Grant. The claim of this junior lienholder is to be treated as an unsecured claim and to be paid through the plan pro rata with all other unsecured claims. The beneficiary of the trust deed encumbered by the junior lien will retain its lien against the Property to the extent recognized by applicable nonbankruptcy law unless and until the Debtor fully performs under the Plan and the Debtor receives a discharge pursuant to 11 U.S.C. § 1328. Upon the completion of all payments under the Plan and upon entry of a discharge pursuant to 11 U.S.C. § 1328 in this case, the junior lien arising from the deed of trust against the Property will be void and will not constitute an encumbrance on the Property.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

I	Party Information
Debtor(s):	
Carmen Sophia Balestrieri	Represented By
	Gregory M Shanfeld
Movant(s):	
Carmen Sophia Balestrieri	Represented By
	Gregory M Shanfeld
Trustee(s):	

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Elizabeth (SV) F Rojas (TR)

San Fernando Valley Judge Alan Ahart, Presiding

Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Carmen Sophia Balestrieri Chapter 13

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:12-10727 Christopher Paul York and Wendy Sue Harrison-York

Chapter 13

#37.10 Hrg re motion to avoid junior lien on principal residence

creditor: Bank of America

Order re stipulation entered 3/8/2012

Docket #: 13

### **Tentative Ruling:**

- NONE LISTED -

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Lauv	Informatio	

Debtor(s):

Christopher Paul York Represented By

Steven A Wolvek

Joint Debtor(s):

Wendy Sue Harrison-York Represented By

Steven A Wolvek

Movant(s):

Christopher Paul York Represented By

Steven A Wolvek

Wendy Sue Harrison-York Represented By

Steven A Wolvek

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:12-11012 Shi Quan Xiong Chapter 13

#38.10 Hrg re motion to avoid junior lien on principal residence

creditor: Bank of America N.A.

Docket #: 19

### **Tentative Ruling:**

Deny the motion without prejudice because there is no admissible evidence to support the motion and because Bank of America apparently was not served as required by FRBP 7004(h).

No appearance is required.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information

Debtor(s):

Shi Quan Xiong Represented By

Roland Tong

Movant(s):

Shi Quan Xiong Represented By

Roland Tong

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room

9:00 am

1:12-11114 Patrick C Erpe and Eva G Erpe

Chapter 13

303

#39.10 Hrg re motion to avoid junior lien on principal residence

creditor: Green Tree Servicing LLC

Docket #: 13

### **Tentative Ruling:**

Grant. The claim of this junior lienholder is to be treated as an unsecured claim and to be paid through the plan pro rata with all other unsecured claims. The beneficiary of the trust deed encumbered by the junior lien will retain its lien against the Property to the extent recognized by applicable nonbankruptcy law unless and until the Debtor fully performs under the Plan and the Debtor receives a discharge pursuant to 11 U.S.C. § 1328. Upon the completion of all payments under the Plan and upon entry of a discharge pursuant to 11 U.S.C. § 1328 in this case, the junior lien arising from the deed of trust against the Property will be void and will not constitute an encumbrance on the Property.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

	Party Information
Debtor(s):	
Patrick C Erpe	Represented By
	Rehan Saeed
Joint Debtor(s):	
Eva G Erpe	Represented By
	Rehan Saeed
Movant(s):	

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Patrick C Erpe and Eva G Erpe Chapter 13

Movant(s):

Eva G Erpe Represented By

Rehan Saeed

Patrick C Erpe Represented By

Rehan Saeed

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:12-11293 Vandy Parker Hill Chapter 13

#40.10 Hrg re motion to avoid junior lien on principal residence

creditor: Bank of America and/or Real Time Solutions

Docket #: 10

### **Tentative Ruling:**

Grant. The claim of this junior lienholder is to be treated as an unsecured claim and to be paid through the plan pro rata with all other unsecured claims. The beneficiary of the trust deed encumbered by the junior lien will retain its lien against the Property to the extent recognized by applicable nonbankruptcy law unless and until the Debtor fully performs under the Plan and the Debtor receives a discharge pursuant to 11 U.S.C. § 1328. Upon the completion of all payments under the Plan and upon entry of a discharge pursuant to 11 U.S.C. § 1328 in this case, the junior lien arising from the deed of trust against the Property will be void and will not constitute an encumbrance on the Property.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information		
Debtor(s):		
Vandy Parker Hill	Represented By	
	Jeffrey J Hagen	
Movant(s):		
Vandy Parker Hill	Represented By	
	Jeffrey J Hagen	
Trustee(s):		
Elizabeth (SV) F Rojas (TR)		

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San Fernando Valley Judge Alan Ahart, Presiding

Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Vandy Parker Hill Chapter 13

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012

Hearing Room 3

303

9:00 am

1:12-11517 CARLOS RAMON FERNANDEZ BAEZ and MARTHA ISABEL

Chapter 13

#41.10 Hrg re motion to avoid junior lien on principal residence

creditor: AMC Mortgage Services

Docket #: 11

### **Tentative Ruling:**

Grant. The claim of this junior lienholder is to be treated as an unsecured claim and to be paid through the plan pro rata with all other unsecured claims. The beneficiary of the trust deed encumbered by the junior lien will retain its lien against the Property to the extent recognized by applicable nonbankruptcy law unless and until the Debtor fully performs under the Plan and the Debtor receives a discharge pursuant to 11 U.S.C. § 1328. Upon the completion of all payments under the Plan and upon entry of a discharge pursuant to 11 U.S.C. § 1328 in this case, the junior lien arising from the deed of trust against the Property will be void and will not constitute an encumbrance on the Property.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information

Debtor(s):

CARLOS RAMON FERNANDEZ Represented By

Yesika M Figueroa

Joint Debtor(s):

MARTHA ISABEL MORAN Represented By

Yesika M Figueroa

Movant(s):

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... CARLOS RAMON FERNANDEZ BAEZ and MARTHA ISABEL Chapter 13

Movant(s):

CARLOS RAMON FERNANDEZ Represented By

Yesika M Figueroa

MARTHA ISABEL MORAN Represented By

Yesika M Figueroa

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:12-11725 Roxana Vargas Chapter 13

#42.10 Hrg re motion to avoid junior lien on principal residence

creditor: JP Morgan Chase Bank/Chase Manhattan Mortgage

Docket #: 11

### **Tentative Ruling:**

Continue the hearing to 5/10/12 at 9:00 a.m. so that the creditor may submit its own appraisal.

No appearance is required.

If any party plans to appear, please promptly notify the court and all other parties.

	Party Information
Debtor(s):	
Roxana Vargas	Represented By
	D Justin Harelik
Movant(s):	
Roxana Vargas	Represented By
	D Justin Harelik

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

303

Thursday, April 5, 2012 Hearing Room

9:00 am

1:11-23410 Joanne Garcia Chapter 13

#43.10 Hrg re motion to avoid junior lien on principal residence

creditor: IndyMac/OneWest Bank

Docket #: 25

### **Tentative Ruling:**

Grant. The claim of this junior lienholder is to be treated as an unsecured claim and to be paid through the plan pro rata with all other unsecured claims. The beneficiary of the trust deed encumbered by the junior lien will retain its lien against the Property to the extent recognized by applicable nonbankruptcy law unless and until the Debtor fully performs under the Plan and the Debtor receives a discharge pursuant to 11 U.S.C. § 1328. Upon the completion of all payments under the Plan and upon entry of a discharge pursuant to 11 U.S.C. § 1328 in this case, the junior lien arising from the deed of trust against the Property will be void and will not constitute an encumbrance on the Property.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

	Party Information
Debtor(s):	
Joanne Garcia	Represented By
	Lauren S Hurr
Movant(s):	
Joanne Garcia	Represented By
	Lauren S Hurr
Trustee(s):	

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Elizabeth (SV) F Rojas (TR)

San Fernando Valley
Judge Alan Ahart, Presiding
Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Joanne Garcia Chapter 13

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-24460 Loris Papakhian and Isabella Papakhian

Chapter 13

#44.10 Hrg re motion to avoid junior lien on principal residence

creditor: JP Morgan Chase Bank

Docket #: 24

### **Tentative Ruling:**

Grant. The claim of this junior lienholder is to be treated as an unsecured claim and to be paid through the plan pro rata with all other unsecured claims. The beneficiary of the trust deed encumbered by the junior lien will retain its lien against the Property to the extent recognized by applicable nonbankruptcy law unless and until the Debtor fully performs under the Plan and the Debtor receives a discharge pursuant to 11 U.S.C. § 1328. Upon the completion of all payments under the Plan and upon entry of a discharge pursuant to 11 U.S.C. § 1328 in this case, the junior lien arising from the deed of trust against the Property will be void and will not constitute an encumbrance on the Property.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information	
Debtor(s):	
Loris Papakhian	Represented By
	Vakhe Khodzhayan
Joint Debtor(s):	
Isabella Papakhian	Represented By
	Vakhe Khodzhayan
Movant(s):	

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## San Fernando Valley Judge Alan Ahart, Presiding

### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Loris Papakhian and Isabella Papakhian Chapter 13

Movant(s):

Isabella Papakhian Represented By

Vakhe Khodzhayan

Loris Papakhian Represented By

Vakhe Khodzhayan

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Chapter 13

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:12-10099 Mariyeta Boyadjian

#45.10 Hrg re motion to avoid junior lien on principle residence

creditor: Wells Fargo Bank, N.A.

Docket #: 17

#### **Tentative Ruling:**

Grant. The claim of this junior lienholder is to be treated as an unsecured claim and to be paid through the plan pro rata with all other unsecured claims. The beneficiary of the trust deed encumbered by the junior lien will retain its lien against the Property to the extent recognized by applicable nonbankruptcy law unless and until the Debtor fully performs under the Plan and the Debtor receives a discharge pursuant to 11 U.S.C. § 1328. Upon the completion of all payments under the Plan and upon entry of a discharge pursuant to 11 U.S.C. § 1328 in this case, the junior lien arising from the deed of trust against the Property will be void and will not constitute an encumbrance on the Property.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

	Party Information
Debtor(s):	
Mariyeta Boyadjian	Represented By
	Vakhe Khodzhayan
Movant(s):	
Mariyeta Boyadjian	Represented By
	Vakhe Khodzhayan
Trustee(s):	
Elizabeth (SV) F Rojas (TR)	

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San Fernando Valley
Judge Alan Ahart, Presiding
Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

Cont.... Mariyeta Boyadjian Chapter 13

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:12-11087 Jose Aguilar and Alejandra Aguilar

Chapter 13

#46.10 Hrg re motion to avoid junior lien on principal residence

creditor: Wamu

Docket #: 19

### **Tentative Ruling:**

Continue the hearing to 5/10/12 at 9:00 a.m. for service upon the creditor (JPMorgan Chase Bank?) pursuant to FRBP 7004(h).

No appearance is required.

If any party plans to appear, please promptly notify the court and all other parties.

P	Carty Information
Debtor(s):	
Jose Aguilar	Represented By
	Rene Lopez De Arenosa
Joint Debtor(s):	
Alejandra Aguilar	Represented By
	Rene Lopez De Arenosa
Movant(s):	
Alejandra Aguilar	Represented By
	Rene Lopez De Arenosa
Jose Aguilar	Represented By
	Rene Lopez De Arenosa
Trustee(s):	
Elizabeth (SV) F Rojas (TR)	

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:12-10579 Brian Shin Chapter 13

#47.10 Hrg re motion to avoid junior lien on principal residence

creditor: Citimortgage

Docket #: 27

### **Tentative Ruling:**

Deny without prejudice because there is no admissible evidence of the liens against the property and it does not appear that the creditor was served as mandated by FRBP 7004.

No appearance is required.

If any party plans to appear, please promptly notify the court and all other parties.

	Party Information	
Debtor(s):		
Brian Shin	Represented By	
	Eric Ridley	
Movant(s):		
Brian Shin	Represented By	
	Eric Ridley	
Trustee(s):		

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Elizabeth (SV) F Rojas (TR)

## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:09-13806 Esther Becerra Chapter 13

#48.10 Motion for relief from stay

GMAC VS

**DEBTOR AND TRUSTEE** 

ECF[pers prop] Adam N Barasch, attorney/trustee

This matter was mis-calendared

Docket #: 25

### **Tentative Ruling:**

- NONE LISTED -

Party Information

Debtor(s):

Esther Becerra Represented By

Hale Andrew Antico

Movant(s):

GMAC Represented By

Adam N Barasch

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

9:00 am

1:11-21844 Mario Ramirez Chapter 13

#49.10 Hrg re motion to vacate and reinstate case

Docket #: 29

#### **Tentative Ruling:**

Grant the motion and vacate dismissal of the case.

No appearance is required.

Movant shall lodge a proposed order within 7 days.

If any party plans to appear, please promptly notify the court and all other parties.

Party Information

Debtor(s):

Mario Ramirez Represented By

Shirlee L Bliss

Movant(s):

Mario Ramirez Represented By

Shirlee L Bliss

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

11:30 am

1:07-14900 Mary E. Troness

Chapter 13

#138.00 Hrg re trustee's motion to dismiss for failure to make plan payments

fr. 12/8/11;2/9/12;3/8/12

Docket #: 75

**Tentative Ruling:** 

- NONE LISTED -

Party Information

Debtor(s):

Mary E. Troness

Represented By

Nathan A Berneman

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

11:30 am

1:08-16092 Patrick S McBride and Pamela S McBride

Chapter 13

#139.00 Hrg re trustee's motion to dismiss case for failure

to make plan payments

Docket #: 62

### **Tentative Ruling:**

- NONE LISTED -

Party Information

Debtor(s):

Patrick S McBride Represented By

Marcia L Mullin

Joint Debtor(s):

Pamela S McBride Represented By

Marcia L Mullin

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

11:30 am

1:08-16116 Carlon T. Humphries

Chapter 13

#140.00 Hrg re trustee's motion to dismiss case for failure

to make plan payments

Docket #: 68

### **Tentative Ruling:**

- NONE LISTED -

Party Information

Debtor(s):

Carlon T. Humphries

Represented By

Kevin T Simon

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012

Hearing Room 303

11:30 am

1:08-20149 Ryan Mathew Furginson and Christina Dawn Furginson

Chapter 13

#141.00 Hrg re trustee's motion to dismiss case for failure

to make plan payments

Docket #: 43

### **Tentative Ruling:**

- NONE LISTED -

Party Information

Debtor(s):

Ryan Mathew Furginson Represented By

Louis J Esbin

Joint Debtor(s):

Christina Dawn Furginson Represented By

Louis J Esbin

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room

11:30 am

1:09-11391 Gregory Eugene Kamp and Sarah Victoria Jaque-Kamp

Chapter 13

303

#142.00 Hrg re trustee's motion to dismiss case for failure

to make plan payments

Docket #: 49

### **Tentative Ruling:**

- NONE LISTED -

Party Information

Debtor(s):

Gregory Eugene Kamp Represented By

Louis J Esbin

Joint Debtor(s):

Sarah Victoria Jaque-Kamp Represented By

Louis J Esbin

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

11:30 am

1:09-11391 Gregory Eugene Kamp and Sarah Victoria Jaque-Kamp

Chapter 13

#143.00 Hrg re debtor's motion under Local Bankruptcy Rule

3015-1 (n) and (w) to modify plan or suspend plan

payments

Docket #: 50

**Tentative Ruling:** 

- NONE LISTED -

Party Information

Debtor(s):

Gregory Eugene Kamp Represented By

Louis J Esbin

Joint Debtor(s):

Sarah Victoria Jaque-Kamp Represented By

Louis J Esbin

Movant(s):

Gregory Eugene Kamp Represented By

Louis J Esbin

Sarah Victoria Jaque-Kamp Represented By

Louis J Esbin

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

11:30 am

1:09-21815 Charles Blake and Lisa Blake

Chapter 13

#144.00 Hrg re trustee's motion to dismiss case for

infeasibility of plan

Docket #: 31

### **Tentative Ruling:**

- NONE LISTED -

Party Information

Debtor(s):

Charles Blake Represented By

Steven A Wolvek

Joint Debtor(s):

Lisa Blake Represented By

Steven A Wolvek

Movant(s):

Elizabeth (SV) F Rojas (TR)

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

11:30 am

1:09-25849 Michael L Stucky and Sharon Stucky

Chapter 13

#145.00 Hrg re trustee's motion to dismiss case for failure

to make plan payments

Docket #: 32

### **Tentative Ruling:**

- NONE LISTED -

Party Information

Debtor(s):

Michael L Stucky Represented By

Randolph L Neel

Joint Debtor(s):

Sharon Stucky Represented By

Randolph L Neel

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

11:30 am

1:10-12851 Debbie Dreiman Chapter 13

#146.00 Hrg re trustee's motion to dismiss case for failure to

make plan payments

fr. 8/25/11; 10/20/11, 11/10/11;1/12/12;3/8/12

Docket #: 46

#### **Tentative Ruling:**

- NONE LISTED -

Party Information

Debtor(s):

Debbie Dreiman Represented By

L Walker Van Antwerp

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

11:30 am

1:10-15336 Kevin Pool and Colleen Pool

Chapter 13

#147.00 Hrg re trustee's motion to dismiss case for failure

to make plan payments

Docket #: 59

### **Tentative Ruling:**

- NONE LISTED -

Party Information

Debtor(s):

Kevin Pool Represented By

Kevin T Simon

Joint Debtor(s):

Colleen Pool Represented By

Kevin T Simon

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

11:30 am

1:10-19280 Mark William Hensley

Chapter 13

#148.00 Hrg re trustee's motion to dismiss case for failure

to make plan payments

Docket #: 39

### **Tentative Ruling:**

- NONE LISTED -

Party Information

Debtor(s):

Mark William Hensley Represented By

Eliza Ghanooni Frank X Ruggier

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

11:30 am

1:10-20977 Patrick Chriqui Chapter 13

#149.00 Hrg re trustee's motion to dismiss for failure to make

plan payments

fr. 12/8/11;1/12/12;3/8/12

Docket #: 35

**Tentative Ruling:** 

- NONE LISTED -

Party Information

Debtor(s):

Patrick Chriqui Represented By

Nathan A Berneman

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

11:30 am

1:10-21916 Ricky L Solties and Michelle D Solties

Chapter 13

#150.00 Hrg re trustee's motion to dismiss case for failure

to make plan payments

Docket #: 104

### **Tentative Ruling:**

- NONE LISTED -

Party Information

Debtor(s):

Ricky L Solties Represented By

Kevin T Simon

Joint Debtor(s):

Michelle D Solties Represented By

Kevin T Simon

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

11:30 am

1:10-23254 Souren Derbedrossian

Chapter 13

#151.00 Hrg re trustee's motion to dismiss case for failure

to make plan payments

Docket #: 55

### **Tentative Ruling:**

- NONE LISTED -

Party Information

Debtor(s):

Souren Derbedrossian

Represented By

Kevin T Simon

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

11:30 am

1:10-23649 Marcy Kaplan Chapter 13

#152.00 Hrg re trustee's motion to dismiss case for failure

to make plan payments

Docket #: 119

### **Tentative Ruling:**

- NONE LISTED -

Party Information

Debtor(s):

Marcy Kaplan Represented By

Kevin T Simon

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

11:30 am

1:09-13487 Jesus N. Lugo Chapter 13

#153.00 Hrg re trustee's motion to dismiss case for failure

to make plan payments

Docket #: 68

### **Tentative Ruling:**

- NONE LISTED -

Party Information

Debtor(s):

Jesus N. Lugo Represented By

Ali R Nader

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

11:30 am

1:08-12496 Michelle Lynne Falato

Chapter 13

#154.00 Hrg re trustee's motion to dismiss case for failure

to make plan payments

Docket #: 29

### **Tentative Ruling:**

- NONE LISTED -

Party Information

Debtor(s):

Michelle Lynne Falato

Represented By

Dennis E Mcgoldrick

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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## San Fernando Valley Judge Alan Ahart, Presiding

#### Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

11:30 am

1:10-20874 Roy Taheri Chapter 13

#155.00 Hrg re trustee's motion to dismiss case for failure

to make plan payments

Docket #: 47

### **Tentative Ruling:**

- NONE LISTED -

Party Information

Debtor(s):

Roy Taheri Represented By

Ali R Nader

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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San Fernando Valley Judge Alan Ahart, Presiding

Courtroom 303 Calendar

Thursday, April 5, 2012 Hearing Room 303

11:30 am

1:09-12226 Mariebeth Medina Chapter 13

#156.00 Hrg re trustee's motion to dismiss case for infeasibility

of plan

Case converted to Chapter 7 4/2/2012

Docket #: 52

### **Tentative Ruling:**

- NONE LISTED -

Party Information

Debtor(s):

Mariebeth Medina Represented By

Nathan V Hoffman

Movant(s):

Elizabeth (SV) F Rojas (TR)

Trustee(s):

Elizabeth (SV) F Rojas (TR)

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